

## BUREAU OF MEDICAL SERVICES

Chapter 501: MAINE CERTIFICATE OF NEED ACT LIMITATION (Pursuant to 22 MRSA, Sec 342)

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**Section 1.**

Except as provided in Section 2, the Department of Human Services (the "Department") shall not accept any letter of intent relating to a proposed expenditure or action requiring a certificate of need under the Maine Certificate of Need Act of 2002 (the "Act") from August 3, 2003 through May 4, 2004.

**Section 2.**

Section 1 shall not apply to:

- a) An emergency certificate of need pursuant to 22 MRSA Section 335(9) (Emergency Certificate of Need);
  - b) A request for a certificate of need related to a nursing facility, as the term "nursing facility" is defined in 22 MRSA Section 328(18);
  - c) A certificate of need pursuant to 22 MRSA Section 336 (Simplified Review and Approval Process); or
  - d) A request for a determination by the Department that a proposed expenditure or action does not require a certificate of need under the Act.
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STATUTORY AUTHORITY: 22 M.R.S.A. § 342, 5 M.R.S.A. § 8054

**EFFECTIVE DATE:**

May 5, 2003 - filing 2003-116 (*EMERGENCY - expires August 2, 2003*)

August 3, 2003 - filing 2003-268